



TITLE: Fresno River Viaduct - Value Engineering
Change Proposal

DATE: 04/19/2016

PROJECT: Construction Package No. 1

CONTRACT NO: HSR 13-06

CONTRACTOR: Attn: Jim Laing
Tutor Perini/Zachry/Parsons, a Joint Venture
1401 Fulton Street
Suite 400
Fresno, CA 93721

DESCRIPTION OF CHANGE:

In accordance with the Contract and, in particular, Section 24.1, "Value Engineering – Description of the Value Engineering Change Proposal (VECP)," of the *General Provisions*, the contractor shall incorporate the Fresno River Viaduct VECP which shortens the north end of the viaduct by approximately 1000 feet and replaces it with retained fill. The contractor shall provide a design and all support services to enable the construction of this VECP.

ADJUSTMENT IN COMPENSATION AT AGREED LUMP SUM PRICE:




For this work and in accordance with the payment clause of Section 24.4, "Value Engineering – Share in Savings," of the *General Provisions*, the contractor shall provide a credit to the Authority for the savings resulting from this change. The contractor shall credit an agreed lump sum of \$1,243,975.50 which constitutes 50% of the savings. This sum constitutes full and complete compensation for providing all labor, services, material, equipment, tools, and incidentals, including markups by reason of this change.

TIME ADJUSTMENT:

There shall be no time adjustment by reason of this change since the work involved does not affect the controlling operation(s).

PCO	Payment Item	Description	Quantity	Units	Unit Price	Net Amount	Time Adj. (Days)
0046	00001	Fresno River Viaduct – Value Engineering Change Proposal	1.0	LS	-\$1,243,975.50	-\$1,243,975.50	0

Total: -\$1,243,975.50 0

Contractor	California High Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by
			

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Release of Claims

Except as modified by this Change Order, all terms and conditions of the Contract, as previously modified, remain unchanged and in full force and effect. The parties agree that this Change Order is a final and equitable adjustment of the Contract time and Contract amount and constitutes a mutual accord and satisfaction of all claims, current or future, of whatever nature caused by or arising out of the facts and circumstances surrounding this Change Order including, but not limited to, direct, indirect and consequential costs; additional time for performance; and the impact of the modifications specified in this Change Order, alone or taken with other changes, on the unchanged Work.

Contractor's Sworn Certification

By executing this Change Order for the Contractor below, the undersigned for the Contractor certifies as true, under penalty of perjury (under the laws of California, executed in Fresno, California), as follows:

This Change Order is made in good faith and in accordance with the terms of the Contract.

The amount of time and/or compensation requested accurately reflects the appropriate adjustments and includes all known and anticipated impacts or amounts that may be incurred as a result of the event or matter giving rise to such proposed change.

The Contractor has no reason to believe and does not believe that the factual basis for this Change Order is falsely represented.

The Contractor has investigated the basis for each Subcontractor claim and has determined that each such claim is justified as to entitlement and amount of money and/or time requested and has no reason to believe and does not believe that the factual basis for the Subcontractor's claim is falsely represented.

Subcontractor's Sworn Certification(s):

Attached as _____ [indicate "none" if no such Subcontractors are involved] are sworn certifications from each Subcontractor involved in the Work or event contemplated by this Change Order in the form above.

Tutor Perini/Zachry/Parsons, a Joint Venture

Acceptance by

Signature

Jim Laing - Project Manager/Director

Date

4/19/16

California High-Speed Rail Authority

Submitted by

Signature

John C. Lee - D-B Oversight Manager

Date

4-19-16

Recommended by

Signature

Date

Approval by

Signature

Hugo Mejia - Design & Construction Manager

Date

4/19/16

Contractor	California High Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by